

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

TOWN OF AMHERST, NEW YORK,

Plaintiff,

-vs-

**STIPULATION OF
DISCONTINUANCE**

SIEMENS INDUSTRY, INC.,

Docket No.: 1:10-cv-00056-WMS

Defendant.

IT IS HEREBY STIPULATED, by and between the undersigned attorneys for the respective parties in the above-entitled action that the said action, including any counterclaims alleged by the Defendant, be and the same hereby is discontinued on the merits, with prejudice, and without any further costs to either party as against the other.

DATED: April 13, 2011

DATED: April 11, 2011

By: 

Bruce Ainbinder, Esq.
Attorney for Defendant
LITTLETON JOYCE UGHETTA
PARK & KELLY, LLP
1 Manhattanville Road, Suite 302
Purchase, New York 10577
(914) 417-3400

By: 

Philip B. Abramowitz, Esq.
Deputy Town Attorney
Attorney for Plaintiff
5583 Main Street
Williamsville, New York 14221
(716) 631-7030

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

TOWN OF AMHERST,

Plaintiff,

-VS-

AFFIDAVIT OF SERVICE

SIEMENS INDUSTRY, INC. formerly,
Known as SIEMENS BUILDING
TECHNOLOGIES, INC.

1:10-cv-00056-WMS

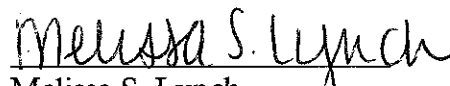
Defendants.

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:
VILLAGE OF WILLIAMSVILLE}

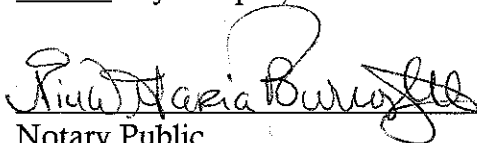
MELISSA S. LYNCH, being duly sworn, deposes and says:

- 1.) I am not a party to the within action, am over the age of 18, and am employed as a Paralegal in the Amherst Town Attorney's office located at 5583 Main Street, Williamsville, New York 14221.
- 2.) That on the 28th day of April 2011, I electronically filed the Stipulation of Discontinuance with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the following:

Bruce Ainbinder, Esq.
*Attorney for the Defendant, Siemens
Industry, Inc.*


Melissa S. Lynch

Sworn to before me this
28th day of April, 2011.


Notary Public

NICOLE MARIA BURROUGHS
Notary Public • State of New York
Qualified in Erie County
My Commission Expires April 24, 2014